

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
GOVERNMENTAL CENTER
Tuesday, August 22, 2006**

Present: Commissioner President Thomas F. McKay
Commissioner Kenneth R. Dement
Commissioner Lawrence D. Jarboe
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
George G. Forrest, County Administrator
Betty Jean Pasko, Senior Admin. Coordinator (Recorder)

The meeting was called to order at 9:12 AM

AGENDA

Item 2(d) was removed from the published County Administrator's List for today's meeting.

APPROVAL OF CHECK REGISTER

Commissioner Raley moved, seconded by Commissioner Jarboe, to authorize the Commissioner President to sign the Check Register, for the bills dated 8/22, as presented. Motion carried 5-0.

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Dement, to adopt the minutes of the Commissioners' meeting of August 8, 2006, as presented. Motion carried 5-0.

Commissioner Jarboe moved, seconded by Commissioner Dement, to adopt the minutes of the Commissioners' Special Meeting of August 10, 2006, as presented. Motion carried 5-0.

CHAPTICO CLASSIC RACE ANNOUNCEMENT

Present: Mike Whitson, Race Director

The 21st annual Chaptico Classic Race for the benefit of 'Alternatives for Youth' is scheduled for Saturday, August 26, beginning at 8:00 AM.

PROCLAMATION

Present: Cynthia Brown, Community Services Division Manager, RP&CS
Marta Kelsey, Chairperson, Commission for Women (CFW)
Darlene Johnson (CFW)
Maureen Johnson (CFW)
Rose Ann Everett (CFW)
Juanita Nether (CFW)

A Proclamation was presented to the Commission for Women proclaiming August 26, 2006, as Women's Equality Day in St. Mary's County. Citizens were urged to observe August 26 through appropriate ceremonies and activities to commemorate that day in 1920, when women were first given the right to vote.

LABOR DAY FIREWORKS DISPLAY

Present: Phil Rollins, Director, RP&CS
Kelsey Bush, Youth Coordinator, RP&CS

The fireworks display that was cancelled during Freedom Fest on July 4, 2006, due to inclement weather will be held on Saturday, September 2, 2006, at the County Fairground. Gates will open at 7:00 PM and fireworks will be held around 8:45 PM. Vendors will be available to sell food and beverages. Admission is free.

COUNTY ADMINISTRATOR

1. Draft Agendas for August 29 and September 5, 2006
2. **Department of Public Works and Transportation and Finance** (*George Erichsen, P.E., DPW&T Director; Elaine Kramer, CFO*)

Commissioner Mattingly moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to sign the Budget Amendment to fund the Old Hollywood Elementary State Highway Frontage Improvements. Motion carried 5-0.

Commissioner Mattingly moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to sign the Budget Amendment, in the amount of \$846,099, closing the CSM Humidity Project and transferring the remaining balances to the FIN07 CIP Reserve. Motion carried 5-0.

Commissioner Mattingly moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to sign the Budget Amendment closing the Governmental Center HVAC Project and transferring remaining balances to the FIN07 Reserve. Motion carried 5-0.

Commissioner Mattingly moved, seconded by Commissioner Raley, to approve and authorize the Commissioner President to sign the Budget Amendment establishing the Stormwater Management Project at the Governmental Center PF0708 in the amount of \$200,000 with Transfer Tax funds from the FIN07 CIP Reserve. Motion carried 5-0.

3. Department of Finance (*Elaine Kramer, CFO*)

Commissioner Jarboe moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to sign the St. Mary's County Schools Annual Budget Report coversheet, which sets forth selected data regarding the FY2007 approved budget for the Board of Education. Motion carried 5-0.

Commissioner Raley moved, seconded by Commissioner Jarboe, to approve and sign the Resolution authorizing exempt financing of the plan, as revised, and reflected in the schedule for FY2007, totaling \$1,720,000. And, to authorize the Commissioner President, County Administrator, and the Chief Financial Officer to execute the agreements necessary to implement the exempt financing during the year, as needed. Motion carried 5-0.

4. County Attorney (*Liz Passarelli, Real Property Manager*)

Commissioner Dement moved, seconded by Commissioner Mattingly, to approve and authorize the Commissioner President to sign the First Amendment to Lease Agreement with Diebold Election Systems, Inc., relocating them from the Leonardtown Library to the Old Carver Elementary School. Motion carried 5-0.

Commissioner Mattingly moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to sign the SMECO Easement Agreement for upgrading the distribution line system along Newtowne Neck Road, Leonardtown, MD. Motion carried 5-0.

5. Boards and Committees

Commissioner Jarboe moved, seconded by Commissioner Mattingly, to appoint the following St. Mary's County citizens to Boards, Committees, and Commissions as follows:

Cable Advisory Committee - Richard A. Findley; Commission on the Environment - Marta Kelsey; Family Violence Coordinating Council - Elizabeth Schaefer – St. Mary's Hospital Representative; David D. Zylak – Sheriff's Office Representative;

Jim Tanavage – State’s Attorney’s Representative; The Rev. Rona R. Harding – Religious Leader Representative
Plumbing Board - Gerald G. Davis – Washington Gas Representative; Dwight Mason; Bernard A. Taylor. Motion carried 5-0.

ST. MARY’S COUNTY SOIL CONSERVATION DISTRICT: PROPOSED ORDINANCE TO REVISE/INCREASE EROSION AND SEDIMENT CONTROL REVIEW FEE SCHEDULE; AND, DISCUSSION OF DELEGATION OF EROSION AND SEDIMENT CONTROL ENFORCEMENT AUTHORITY

Present: Bruce Young, District Manager
Herb Sachs, MD Dept. of the Environment
Bob Trickett, MD Dept. of Natural Resources

Mr. Young presented a proposed Ordinance to amend the St. Mary’s County Soil Conservation District Erosion and Sediment Control Plan Review Fee Schedule.

The large difference in the proposed fee for a Standard Plan Application from \$20 to \$50 was discussed. Mr. Young responded that the Soil Conservation District is, in fact, “going negative” regarding the amount of time dedicated to standard plan reviews, which are most common. They try to at least recover true costs, but do not make a profit. They are also looking into having to contract out for another position for stormwater management (retiring position may not be refilled).

There has been no change to the St. Mary’s Soil Conservation District Erosion and Sediment Control Plan since 1997 and the Commissioners agreed that the Plan should be placed on a regular review schedule.

Commissioner Mattingly moved, seconded by Commissioner Jarboe, for the purpose of discussion, to approve and authorize the Commissioner President to sign the Ordinance as presented in reference to the Erosion Sediment Control Fees for the purpose of Amending the Soil Conservation District Plan Review Fee Schedule.

Commissioner Raley moved to amend the motion on the table, seconded by Commissioner Jarboe, to enact the fee schedule as presented, with the exception of the new proposed charge for the standard plan rather than \$50, that it be \$35. Motion to Amend the Motion carried 4-1. Commissioner Mattingly voted no, citing an absence of fiscal information to justify the specific fee amounts.

Motion from Commissioner Mattingly, seconded by Commissioner Jarboe, that has now been amended, carried 4-1. Commissioner Mattingly voted against the amended motion.

Joined by Mr. Sachs, the Commissioners also discussed the possibility of seeking delegation of erosion and sediment control enforcement authority from MDE. September 1, 2006, is the deadline for counties to notify MDE if they will be seeking delegation.

The Commissioners directed the County Administrator to facilitate the Public Works and Land Use and Growth Management Departments and the Soil Conservation District working together on a recommendation regarding the County taking seeking delegation authority for erosion and sediment control enforcement authority. The recommendations will be sent to the Development Review Committee for their review and final recommendation to the Board of County Commissioners as soon as possible.

JOINT BRIEFING TO THE BOARD OF COUNTY COMMISSIONERS AND THE BOARD OF EDUCATION ON OPEB (OTHER POST EMPLOYMENT BENEFITS) STUDY

Present: Board of Education: Dr. Sal Raspa, Chair
Dr. Michael Martirano
Cathy Allen
Mary Washington
Bill Mattingly
Sue Sabo, HR Director, St. Mary's County Government
Mark Lynne, Bolton Partners (Consultant)

Ms. Sabo stated that the purpose of the joint meeting was to provide an overview of the GASB 45 OPEB (Other Post Employment Benefits) Study, which primarily focuses on pre-funding retiree health benefits. The project started about eight months ago, and data has been compiled for the School Board and the County, along with two small studies for the Library and MetCom. A copy of the plan was provided during the budget process.

Mr. Lynne reviewed the Post Employment Welfare Benefits presentation prepared for St. Mary's County. The presentation high-lighted new GASP rules, summary of calculations, funding options, St. Mary's County and schools results, general plan structure issues, and an overview of what others are doing in this area.

PRESENTATION/REVIEW OF THE THREE YEAR UPDATE TO THE COMPREHENSIVE SOLID WASTE MANAGEMENT AND RECYCLING PLAN

Present: George Erichsen, Director, DPW&T
Paul Waxman, Chairperson, Solid Waste Advisory Committee
Richard Tarr, Solid Waste Manager

The Solid Waste Management and Recycling Plan (Plan) was forwarded to the state last year and was approved on August 3rd, which is a condition of the Plan being approved locally. The Plan was reviewed and discussed by the Board.

A Public Hearing on the Plan will be scheduled in September, with adoption in October. The Plan will then go through the Planning Commission and the Board of Appeals processes, and then on to the state for approval in November. State approval of the

Transfer Station is expected in December 2006, and plans are to be operational by next year.

Commissioner Raley moved, seconded by Commissioner Jarboe, to direct staff to coordinate and schedule a public hearing to consider the adoption of the Comprehensive Solid Waste Management and Recycling Plan Update. Motion carried 4-0. Commissioner McKay was absent for the vote.

COMMISSIONER'S TIME

Commissioner Raley

Citizens urged to be careful traveling on the roadways, school buses are out. Glad to hear Mr. Forrest will have staff prepare a report or presentation highlighting MACo benefits. Attended the pre-grand opening of the Cheeseburger in Paradise restaurant in Wildewood.

Commissioner Jarboe

Reminded everyone that on 8/23 and 8/24, the League of Women Voters is having their candidate forum at the Lexington Park Library. Tomorrow, democratic candidates for Sheriff and County Commissioner President will be in attendance. A forum for MD Delegate candidates for Districts 29A & 29B and Circuit Court Judges will be on Thursday.

Commissioner Dement

Was at the Wal-Mart "Shop with the Cops"; an event sponsored by the FOP and supported by local law enforcement and community volunteers. Fire and Rescue Appreciation Day was a big success, thanks to the sponsors (of which one donated 17 bushels of crabs).

Was at the "All Hands on Deck" gathering to kick-off the 2006-2007 school year with teachers and administrators. Stopped by the "2nd Annual Agriculture Land Preservation" picnic at the Wathen farm in Compton. On behalf of the Board of County Commissioners, extended Happy Birthday wishes to Emma Knott and to Buck Quade. Presented a Proclamation and a Commendation to Eddie and Sally Draheim for 20 Years of Service to Little League Baseball.

Commissioner Mattingly

On behalf of the Board, extended sympathy to the families of Dot Banagan and Libby Dufresne.

Attended the traditional Indian dance recital of Pooja and Merrra Mehta of Leonardtown High School (two daughters of Dr. and Mrs. Mehta). The three hour performance, held at Chopticon High School, was spectacular, and \$2600 was raised for the Food Bank.

The ribbon cutting at the Bay District Fire Station will be Sunday at 1:00 PM

Commissioner McKay

Absent for Commissioner's Time

ADJOURNMENT

The meeting adjourned at 2:45 PM.

Minutes Approved by the Board of County Commissioners on _____

Betty Jean Pasko, Senior Administrative Coordinator